

EASTERN DISTRICT OF TEXAS

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CIVIL ACTION NO. 1:17-CV-406

Defendants.

To date, the parties have not filed objections to the report. Pursuant to 28 U.S.C. § 636(b) and Federal Rule of Civil Procedure 72, the Court conducted a *de novo* review of the magistrate judge's report and the record in this cause. The Court agrees with the Magistrate Judge's findings and conclusions and adopts Judge Giblin's report as the findings and conclusions of the Court.

The Court therefore **ORDERS** that Judge Giblin's Report and Recommendation (#. 29) is **ADOPTED** and the Plaintiff's Motion to Compel Arbitration and Stay Case (# 10) is **GRANTED**. Pursuant to Judge Giblin's recommendation, it is further **ORDERED** that the parties are compelled to arbitration and this civil action is **STAYED** pending completion of arbitration. The parties are further **ORDERED** to notify the Court within **five (5)** days of completion of arbitration. It is finally ordered that Plaintiff's Motion to Strike Jury Demand (# 13) is **TERMINATED** as **MOOT**, without prejudice to reassert.

SIGNED at Beaumont, Texas, this 26th day of September, 2018.

A handwritten signature in black ink, reading "Marcia A. Crone", is positioned above a horizontal line.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE